

**FREDERICK M. CARROLL**  
California State Bar No. 227628  
424 F Street Suite A  
San Diego, Ca 92101  
Telephone (619) 702-3251

Attorneys for Ms. Bierly

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA  
(HONORABLE WILLIAM Q. HAYES)

UNITED STATES OF AMERICA,	)	CASE NO. 07CR3056-WQH
	)	
Plaintiff,	)	DATE: DECEMBER 17, 2007
	)	TIME: 2:00 p.m.
v.	)	
	)	
ELOISE BIERLY,	)	APPLICATION AND ORDER
	)	SHORTENING TIME TO FILE
Defendant.	)	DEFENDANTS NOTICE OF
	)	MOTION FOR DISCOVERY
	)	
	)	

TO: KAREN P. HEWITT; UNITED STATES ATTORNEY, AND  
PAUL COOK, ASSISTANT UNITED STATES ATTORNEY:

COMES NOW, Frederick M. Carroll, attorney for defendant, ELOISE BIERLY, who makes application for an order shortening time so that the motions listed above may be heard on December 17, 2007, which date was previously reserved for motions in the above captioned matter.

//

//

//

//

//

//

1 The reasons for this application are as follows: Attorney Frederick M. Carroll miscalculated  
2 the filing date for motion hearing. Counsel erroneously calculated two weeks instead of three  
3 weeks. Therefore, Mr. Carroll respectfully request that this Court grant his motion to shorten time  
4 based on his understandable inability to meet the commitment on this case, thereby causing the delay  
5 in filing the instant motion in a timely manner.

6 Respectfully submitted,

7  
8 Date: 12/03/2007

S/Frederick M. Carroll  
FREDERICK M. CARROLL  
Attorney for Defendant,  
Ms. Bierly